

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

FULL CIRCLE UNITED, LLC,

Plaintiff,

v.

BAY TEK ENTERTAINMENT, INC.,

Defendant.

Civ. Action No. 1:20-cv-03395

**FULL CIRCLE UNITED, LLC AND
ERIC PAVONY’S OBJECTION TO
SPECIAL MASTER’S REPORT
AND RECOMMENDATION
TITLED ORDER NO. 9 SIGNED
FEBRUARY 22, 2022**

BAY TEK ENTERTAINMENT, INC.,

Counterclaim Plaintiff,

v.

FULL CIRCLE UNITED, LLC,

Counterclaim Defendant,

and

ERIC PAVONY,

*Additional Counterclaim
Defendant.*

Plaintiff/Counterclaim Defendant Full Circle United, LLC (“Full Circle”) and Counterclaim Defendant Eric Pavony (“Pavony”), through undersigned counsel and pursuant to Rule 53(f)(2), Fed. R. Civ. P., hereby file this objection to the Special Master’s Report and Recommendation titled “Order 9”, signed February 22, 2022 (the “R&R”). While the Special Master does not appear to have yet filed the R&R, a copy of the R&R was included as an attachment to the letter filed by Jeffrey Movit on February 22, 2022. [R&R attached as DE 102-1 to the Movit letter].

Full Circle objects to the portion of the R&R, Paragraph 8 “Joint Letter”, that would require Full Circle to make a statement to the Court, in a joint letter, that Full Circle does not wish to make. Full Circle’s positions before the Court are its own to take, not decided by Bay Tek or anyone else. Full Circle does not wish to say to the Court what the R&R would require because Full Circle believes the Court can rule on the motion for leave to amend in the normal course in accordance with its own decisions about how to manage its docket.

For these reasons, Full Circle and Pavony respectfully request that the Court modify or reverse Paragraph 8 of the R&R to excuse Full Circle and Pavony from the requirement of saying something to the Court that they do not wish to say in a joint letter to the Court.

Dated: February 23, 2022

Respectfully submitted,

/s/ Paul Thanasides

Paul Thanasides
paul@mcintyrefirm.com
clservice@mcintyrefirm.com
Christina Casadonte-Apostolou
christina@mcintyrefirm.com
complexlit@mcintyrefirm.com
McIntyre Thanasides Bringgold Elliott
Grimaldi Guito & Matthews, P.A.
500 E. Kennedy Blvd., Suite 200
Tampa, FL 33602
Telephone: 813.223.0000
Facsimile: 813.225.1221

Reid Skibell
rskibell@glennagre.com
Glenn Agre Bergman & Fuentes
55 Hudson Yards 20th Floor
New York, NY 10001
Telephone: 212-358-5600

***Counsel for Full Circle United, LLC and
Eric Pavony***

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on February 23, 2022, a true and correct copy of the foregoing was electronically filed using the Court's CM/ECF system, which will provide electronic notice to all counsel of record, including.

Christine Lepera ctl@msk.com
Jeffrey Movit jmm@msk.com
Leo M. Lichtman
lml@msk.com
Mitchell Silberberg & Knupp LLP
437 Madison Avenue, 25th Floor
New York, NY 10022
Telephone: 212.509.3900
Facsimile: 212.509.7239
***Counsel for Defendant/Counterclaim
Plaintiff Bay Tek Entertainment, Inc.***

/s/ Paul Thanasides

Attorney